

UNITED STATES DISTRICT COURT

Jury demand date:

D. C. Form No. 106A Rev.

8

TITLE OF CASE		ATTORNEYS					
<p>Jacob Dwight Manley,</p> <p>vs</p> <p>The District Court of Creek County, and The Court of Criminal Appeals in and for the State of Oklahoma</p> <p>Ray H. Page, Warden</p>		<p>For plaintiff:</p> <p>Pro Se Oklahoma State Penitentiary P. O. Box 97 McAlester, Oklahoma. 74501</p> <p>Kenneth L. Stainer Mayo Building Tulsa, Oklahoma 74103</p>					
		<p>For defendant:</p> <p>Kenneth Hughes, Judge Sapulpa, Oklahoma 74066</p> <p>Charles Owens, Assistant Atty. Gen. Oklahoma City, Oklahoma 73105 H. L. McConnell</p>					
STATISTICAL RECORD	COSTS			DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 5 mailed 8-1-68 6-1-69	Clerk						
J.S. 6 mailed 8-1-68 8-1-71	Marshal						
Basis of Action: Petition for Writ of Habeas Corpus	Docket fee						
	Witness fees						
Action arose at:	Depositions						

DATE	PROCEEDINGS	Date Order or Judgment Noted
7-5-68	Transcripts of documents filed in the United States District Court for the Eastern District of Oklahoma, filed. b	
7-8-68	Order To Show Cause, filed, on or before July 29, 1968 to show cause. (AEB-J)	js
7-19-68	Response of the District Court of Creek County, filed. b	
7-23-68	Response of Attorney General of Oklahoma filed. h	
7-29-68	Order filed and entered that Application for writ of habeas corpus is denied (AEB-J). (Copies Mail)	js
8-28-68	Notice of Appeal filed by plaintiff. Copies to USCA, Judge Kenneth Hughes, Sapulpa, and Chas. Owens, Asst. Attorney General, Oklahoma City.	
10-1-68	A substantial question having been raised, the court certifies that probable cause exists pursuant to 28 USC 2253. (AEB-J)e	
10-7-68	Record on appeal forwarded to USCA, Denver. g	
3-10-69	Mandate of USCA, vacating judgment of 7-29-68 and remanding cause for further proceedings in accordance with opinion, filed and spread of record. g	
3-10-69	Opinion of USCA, filed. g	
3-11-69	Order dismissing case as to the District Court of Creek County and the Court of Criminal Appeals in and for the State of Oklahoma, and adding Ray H. Page, Warden, Pursuant to Rule 21, filed and entered. (AEB-J) ds (copies mailed)	
5-27-69	Order, filed & entered. Consolidated with 68-C-251, and dismissing 68-C-251 as a separate action, and appointed Kenneth L. Stainer to represent the petitioner, Jacob Dwight Manley, and Writ of Habeas Corpus Ad Testificandum issued, and evidentiary hearing be set at 10:30 A. M. Thursday, the 12th day of June, 1969. (AEB-J) js (copies mailed)	
6-11-69	Minute Order: Case set for Evidentiary hearing Thurs. 6-26-69 at 10:30AM. (AEB)h	
6-12-69	Motion of respondent for extension of time for evidentiary hearing, filed. g	
6-12-69	Order extending time for evidentiary hearing to June 26, 1969, at 10:30 a.m., filed. (AEB-Judge)g	
6-26-69	Evidentiary hearing held. Petitioner, Jacob Dwight Manley, present in person and represented. It is ordered that writ of petitioner for habeas corpus is denied and prisoner be remanded to the U.S. Marshal to be transported to McAlester, Okla. Petitioner makes oral notice of intention to appeal to the 10th Circuit. (Allen E Barrow-Judge)h	
6-26-69	Respondent's exhibits # 1,2 and 3 filed. h	
6-27-69	Motion For Certificate of Probable Cause, by (Manley), filed. js	
6-27-69	Petition & Affidavit for Leave to Proceed in Forma Pauperis Pursuant to 28 U.S.C.A. 1915, filed. js	
6-27-69	Affidavit of Poverty for Leave to Appeal in Forma Pauperis, filed. js	
6-27-69	Notice of Appeal, (Manley), filed. cc to USCA, Kenneth Hughes, Judge, Atty. Gen. %H. L. McConnell.	
6-27-69	Affidavit of Poverty For Leave to Appeal in Forma Pauperis, with Order of Leave (AEB-J) filed. js	
6-30-69	Order Granting Leave to Prosecute Appeal in Forma Pauperis, (AEB-J) filed. js	
6-30-69	Certificate of Probable Cause, filed. (AEB-J). js	
7-14-69	Return on Writ filed. Executed by taking Jacob Manley and transporting him to Tulsa County Jail, Tulsa, Okla. on 6-2-69 and further returning him back to Okla. State Pen., McAlester, Okla. On 7-7-69. h(USM\$65.13)	
8-1-69	Findings of Fact and conclusions of law, filed. (AEB-J)g	
8-1-69	Court Reporter's transcript of evidentiary hearing on June 26, 1969, filed. (Orig. + 2 copies)g	

DATE	PROCEEDINGS	Date Order or Judgment Noted
8-5-69 10-28-69	Appeal record (2 vols.) forwarded to USCA, 10th Circuit, Denver. g Certified copy of Order of USCA, Tenth Circuit, dismissing appeal, filed. g	

DATE	PROCEEDINGS	Date Order or Judgment Noted